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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/667,359	09/23/2003	Masao Matsuoka	026350-090

21839
 BURNS DOANE SWECKER & MATHIS L L P
 POST OFFICE BOX 1404
 ALEXANDRIA, VA 22313-1404



CONFIRMATION NO. 9190
FORMALITIES LETTER

 OC000000012436510

Date Mailed: 04/23/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/26/2004 HDEMESS1 00000038 10667359

01 FC:1053
 02 FC:2051
 03 FC:2202

130.00 DP
 65.00 DP
 54.00 DP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) (see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1)). See Figure(s) 2 - 8.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$195** for a Small Entity

- **\$65** Late oath or declaration Surcharge.
- **\$130** for English translation surcharge required.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

RECORDED
Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE



Patent
Attorney Docket No. 026350-090

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of
Masao MATSUOKA et al.
Application No.: 10/667,359
Filing Date: September 23, 2003
Title: A METHOD TO PROTECT SILENCING OF A TRANSGENE

MAIL STOP MISSING PARTS

Group Art Unit:
Examiner:
Confirmation No.: 9190

TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION

MAIL STOP MISSING PARTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In complete response to the Notice to File Missing Parts of Application filed Under 37 C.F.R. § 1.53(b) dated April 23, 2004, enclosed please find:

- a Combined Declaration and Power of Attorney signed by the inventor(s);
 - Note that the inventor/inventors identified on the concurrently filed Combined Declaration and Power of Attorney is/are different than listed on the application filing papers.
- an Application Data Sheet;
- the surcharge of \$65.00 (2051) \$130.00 (1051) as set forth in 37 C.F.R. § 1.16(e);
- a Request for Refund;
- a Petition for Extension of Time;
- a verified English translation of the Application, and the \$130.00 (1053) fee as set forth in 37 C.F.R. § 1.17(k);
- an Assignment document and a separate check for the \$40.00 (8021) Assignment recordation fee;
- drawings for publication;
- IDS;
- a certified copy of the priority document; and
- other _____

- A check in the amount of \$ 249.00 for the fee due for missing parts is enclosed.
- Charge _____ to Deposit Account No. 02-4800 for the fee due for missing parts.
- Charge _____ to credit card. Form PTO-2038 is attached.
- Small entity status is hereby claimed.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

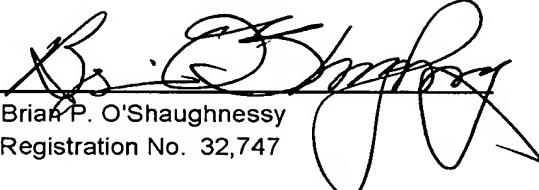
Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

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Date: July 23, 2004

By



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